

AO 440 (Rev. 10/93) Summons in a Civil Action

# United States District Court

Northern DISTRICT OF CALIFORNIA

Penn Engineering & Manufacturing Corp., a Delaware corporation and PEM Management, Inc., a Delaware corporation

**SUMMONS IN A CIVIL ACTION**

Plaintiffs

v.

CASE NUMBER:

Peninsula Components, Inc., a California corporation

**C07 04231 JL**

Defendant

**TO:** (Name and address of defendant)

Peninsula Components, Inc.  
1300 Industrial Road  
Suite 21  
San Carlos, CA 94070

**YOU ARE HEREBY SUMMONED** and required to serve upon **PLAINTIFF'S ATTORNEY** (name and address)

Daniel J. Bergeson, Esq.  
Donald P. Gagliardi, Esq.  
Melinda M. Morton, Esq.  
Bergeson, LLP  
303 Almaden Blvd., Suite 500  
San Jose, CA 95110

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

CLERK

(BY) DEPUTY CLERK

DATE

8.17.07

AO 440 (Rev. 10/93) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Address of Server

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

NAME ADDRESS AND TELEPHONE NUMBER OF ATTORNEY

DONALD P. GAGLIARDI, ESQ.  
 BERGESON. LLP  
 303 ALMADEN BOULEVARD, 5TH FLOOR  
 SAN JOSE, CA 95113  
 Telephone: (408) 291-6200  
 Attorney for: Plaintiff

FILED

07 AUG 23 PM 3:03

 RECEIVED  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

## UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE

PENN ENGINEERING & MANUFACTURING  
 CORP., ET AL.  
 Plaintiff.

CASE NUMBER

C07 04231 JL

PENINSULA COMPONENTS, INC.  
 Defendant.

## DECLARATION OF SERVICE

At the time of service I was a citizen of the United States, over the age of eighteen, and not a party to this action; I served copies of the: SUMMONS IN A CIVIL CASE; COMPLAINT FOR PATENT INFRINGEMENT, TRADEMARK INFRINGEMENT AND COUNTERFEITING; CIVIL COVER SHEET; CERTIFICATION OF INTERESTED ENTITIES OR PERSONS PURSUANT TO CIV. L.R. 3-16; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER FOR ALL JUDGE'S IN THE NORTHERN DISTRICT OF CALIFORNIA

in the within action by personally delivering true copies thereof to the person served as follows:

Served : PENINSULA COMPONENTS, INC.

By Serving : Nancy Wong, Finance Director / Authorized To Accept Service Of Process

Address : ( Business ) PENINSULA COMPONENTS, INC.

1300 Industrial Road, Suite 21  
 San Carlos, Ca 94070


Date of Service : August 21, 2007

Time of Service : 3:15PM

I declare under penalty of perjury under the laws of the United States of America that the foregoing information is true and correct.

Date: August 21. 2007

County Legal & Notary Service  
 255 N. Market Street, Suite 246  
 San Jose, California 95110  
 Telephone: (408) 295-2700  
 Registered SANTA CLARA  
 Number 1028

Signature: 

DAVID NORIEGA

DONALD P. GAGLIARDI, ESO.  
BERGESON, LLP  
303 ALMADEN BOULEVARD, 5TH FLOOR  
SAN JOSE, CA 95113  
Telephone: (408) 291-6200  
Attorney for: Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE

Plaintiff : PENN ENGINEERING & MANUFACTURING CORP., ET AL.  
Defendant : PENINSULA COMPONENTS, INC.

Ref # 80775217

**DECLARATION OF MAILING**

Case No. C07 04231 JL

At the time of service I was at least eighteen years of age and not a party to this action, and I served copies of the:

SUMMONS IN A CIVIL CASE; COMPLAINT FOR PATENT INFRINGEMENT, TRADEMARK INFRINGEMENT AND COUNTERFEITING; CIVIL COVER SHEET; CERTIFICATION OF INTERESTED ENTITIES OR PERSONS PURSUANT TO CIV. L.R. 3-16; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER FOR ALL JUDGE'S IN THE NORTHERN DISTRICT OF CALIFORNIA

in the within action by placing true copies thereof in a sealed envelope with first class postage fully prepaid thereon in the United States mail at San Jose, California, addressed as follows:

PENINSULA COMPONENTS, INC.

( Business ) PENINSULA COMPONENTS, INC.  
1300 Industrial Road, Suite 21  
San Carlos, Ca 94070

Date of mailing: August 21, 2007

Person serving:  
ROBINA ALVES

Fee for service:  
Registered California process server.  
(1) Employee or independent contractor.  
(2) Registration no.: 1029  
(3) County: SANTA CLARA

County Legal & Notary Service  
255 N. Market Street, Suite 246  
San Jose, California 95110  
Telephone: (408) 295-2700

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: August 21, 2007

Signature: 